Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Single Common Market Organisation (Consequential Amendments) Regulations (Northern Ireland) 2014. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

STATUTORY RULES OF NORTHERN IRELAND

2014 No. 92

AGRICULTURE

The Single Common Market Organisation (Consequential Amendments) Regulations (Northern Ireland) 2014

Made - - - -	*19th March 2014*
Coming into operation	*21st March 2014*

The Department of Agriculture and Rural Development is designated [F1] for the purposes of section 2(2) of the European Communities Act 1972 [F2] in relation to the common agricultural policy of the European Union.

These Regulations make provision for a purpose mentioned in section 2(2) of the 1972 Act. It appears to the Department of Agriculture and Rural Development that it is expedient for references in these Regulations to the Regulation of the European Parliament and of the Council adopted on 16 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007, to be construed as references to that Regulation, as amended from time to time [F3].

The Department of Agriculture and Rural Development makes the following Regulations in exercise of the powers conferred on it by section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972 [F4].

Annotations:

F1 S.I. 2000/2812 to which there are amendments not relevant to the subject matter of these Regulations.

F2 1972 c. 68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c. 51) and section 3(3) of, and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c. 7).

F3 Regulation (EU) No 1308/2013 (O.J. L 347, 20.12.2013, p. 671).

F4 Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 (C 51).

Citation and commencement

1. These Regulations may be cited as The Single Common Market Organisation (Consequential Amendments) Regulations (Northern Ireland) 2014 and come into operation on the 21st March 2014.

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Amendments to the Beef and Pig Carcase Classification Regulations (Northern Ireland) 2010

2.—(1) The Beef and Pig Carcase Classification Regulations (Northern Ireland) 2010 [F5] are amended as follows.

(2) In regulation 2(1) (interpretation) omit the definition of "Council Regulation" and after the definition of "prescribed communications" insert the following definition—

""Regulation (EU) 2013" means Regulation (EU) No 1308/2013 of the European Parliament and of the Council adopted on the 16 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007, as amended from time to time;".

(3) In regulation 2(3) (interpretation) substitute " Council Regulation " with "Regulation (EU) 2013".

(4) In regulation 2(4)(b) substitute " Council Regulation " with "Regulation (EU) 2013".

(5) In Part 1 of Schedule 1 (European provisions: bovine carcases)—

(a) in column 1 of the Table for "Council Regulation" substitute "Regulation (EU) 2013;

(b) in column 2 of the Table for "Annex V", in each place it occurs, substitute " Annex IV ".

(6) In the Table in Schedule 2 (European provisions: pig carcases)—

(a) in column 1 for "Council Regulation" substitute " Regulation (EU) 2013 ";

(b) in column 2 for "Annex V", in each place it occurs, substitute " Annex IV ".

Annotations:
F5 S.R. 2010 No. 231.

Amendments to the Beef and Veal Labelling Regulations (Northern Ireland) 2010

3.—(1) The Beef and Veal Labelling Regulations (Northern Ireland) 2010 [F6] are amended as follows.

(2) In regulation 2(1) (interpretation)—

(a) omit the definition of "Council Regulation 1234/2007";

(b) after the definition of "Regulation 1760/2000" insert—

""Regulation (EU) 2013" means Regulation (EU) No 1308/2013 of the European Parliament and of the Council adopted on the 16 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007, as amended from time to time;".

(3) In regulation 3 (competent authority), for the words "Article 113b of and Annex Xia to, Council Regulation 1234/2007)" substitute—

"Article 78 of, and Part I of Annex VII to, Regulation (EU) 2013;".

(4) In regulation 5 (offences)—

(a) for paragraph (1)(c) substitute—

"(c) the following provisions of the Regulation (EU) 2013—

(i) Article 78 and paragraph II of Part I of Annex VII (classification of bovine animals aged less than 12 months at the slaughterhouse);

(ii) Article 78 and paragraph III of Part I of Annex VII (sales descriptions);

(iii) Article 78 and paragraph IV of Part I of Annex VII (compulsory indication on the label);

(iv) Article 78 and paragraph V of Part I of Annex VII (recording).".

(b) in paragraph (2), for "paragraph IV(2) of Annex XIa to Council Regulation (EC) No.1234/2007" substitute " paragraph IV(2) of Part I of Annex VII to Regulation (EU) 2013, ".

Annotations:
F6 S.R. 2010 No. 155.

Amendments to the Drinking Milk Regulations (Northern Ireland) 2008

4.—(1) The Drinking Milk Regulations (Northern Ireland) 2008 [F7] are amended as follows.

(2) In regulation 2(1) (interpretation)—

(a) omit the definition of "the Annex";

(b) in the definitions of "drinking milk" and "milk" for "the Annex" substitute " Part IV ";

(c) after the definition of "milk" insert—

""Part IV" means Part IV of Annex VII to Regulation (EU) No 1308/2013 adopted on the 16 December 2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007, as amended from time to time."

(3) In regulation 2(2) (interpretation) after "Council Regulation", in each place it occurs, insert " or Part IV ".

(4) Omit regulation 2(3) (interpretation).

(5) In regulation 3 (sale or delivery of milk and use of sales description) for "the Annex as read with point III of the Annex" substitute " Part IV as read with point III of Part IV ".

(6) Omit regulation 4 (importation of products from outside the European Community for sale as drinking milk).

(7) In regulation 6 (offences and penalties) omit "or 4".

Annotations:
F7 S.R. 2008 No.237.

Amendments to the Eggs and Chicks Regulations (Northern Ireland) 2010

5.—(1) The Eggs and Chicks Regulations (Northern Ireland) 2010 [F8] are amended as follows.

(2) In regulation 2(1) (interpretation) after the definition of "Regulation (EC) No 2160/2003" insert the following definition—

""Regulation (EU) 2013" means the Regulation (EU) No 1308/2013 of the European Parliament and of the Council adopted on the 16 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007, as amended from time to time;".

(3) In regulation 2(3) (interpretation) for "Part C of Annex XIV to the Single CMO Regulation" substitute " Part VI of Annex VII to Regulation (EU) 2013 ".

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(4) In regulation 2(4) (interpretation) for "Part A of Annex XIV to the Single CMO Regulation" substitute " Part VI of Annex VII to Regulation (EU) 2013 ".

(5) In regulation 2(6)(a) (interpretation) after "Single CMO Regulation insert " or Regulation (EU) 2013 ".

(6) In regulation 2(7)(a) (interpretation) after "Single CMO Regulation insert " or Regulation (EU) 2013 ".

(7) In regulation 7 (application of this Part)—

(a) in paragraphs (1) and (2)(a) for "Part A of Annex XIV to the Single CMO Regulation" substitute " Part VI of Annex VII to Regulation (EU) 2013 "; and

(b) in paragraph (2)(b) for "point III(3) of Part A of Annex XIV to the Single CMO Regulation, to the sale of eggs to which point 1(1) of Part A of Annex XIV" substitute " Part VI of Annex VII to Regulation (EU) 2013, to the sale of eggs to which point 1(1) of Part VI of Annex VII ".

(8) In regulation 10(1) (derogations relating to the marking of eggs) for "the second sub-paragraph of point III(1) of Part A of Annex XIV to the Single CMO Regulation", substitute " Part VI of Annex VII to Regulation (EU) 2013 ".

(9) In regulation 10(2) (derogations relating to the marking of eggs) for "the first sub-paragraph of point III(3) of Part A of Annex XIV to the Single CMO Regulation", substitute " Part VI of Annex VII to Regulation (EU) 2013 ".

(10) In Schedule 1 (European provisions relating to eggs for hatching and chicks contravention of which is an offence), in Part 1 (provisions of the Single CMO Regulation)—

(a) in the heading insert at the end " or Regulation (EU) 2013 ";

(b) in the headings to columns 1 and 2 after "Regulation" insert or " Regulation (EU) 2013 ";

(c) in column 1 for "Article 113(3), first sub-paragraph" substitute " Article 74 of Regulation (EU) 2013 ";

(d) in column 1 after "Annex XIV", in each place it occurs, insert " to the Single CMO Regulation ".

(11) In Schedule 2 (general European provisions relating to eggs in shells for consumption contravention of which is an offence)—

(a) for Part 1 (provisions of the Single CMO Regulation) substitute—

"PART 1

PROVISIONS OF REGULATION (EU) 2013

Column 1	*Column 2*	*Column 3*
Relevant provision of Regulation (EU) 2013	Provisions to be read with the provisions of Regulation (EU) 2013 mentioned in column 1	Subject matter
Article 74 insofar as it relates to the marketing of eggs	Part VI of Annex VII to Regulation (EU) 2013 and Commission Regulation (EC) No. 589/2008	Prohibition on the marketing of eggs except in accordance with the marketing standards laid down in Part VI of Annex VII to Regulation (EU) 2013 and Commission Regulation (EC) No. 589/2008.

Point II(1) of Part VI of Annex VII	Article 2(1) and (4) of Commission Regulation (EC) No. 589/2008	Quality grading of eggs as Class A (or fresh) or Class B eggs.
Point II(2) of Part VI of Annex VII	Article 4(1) of Commission Regulation (EC) No. 589/2008	Weight grading of Class A eggs.
Point II(3) of Part VI of Annex VII		Prohibition on the delivery of Class B eggs except to the food and non-food industry.
Point III(1) of Part VI of Annex VII, first sub-paragraph	Articles 9(1) and 11 of Commission Regulation (EC) No. 589/2008	Marking of Class A eggs.
Point III(1) of Part VI of Annex VII, second sub-paragraph	Articles 9, 10 and 11 of Commission Regulation (EC) No. 589/2008, paragraphs (a) and (b) of the second sub-paragraph of point 2 of Part D of Annex II to Regulation (EC) No. 2160/2003 and regulation 11(1)	Marking of Class B eggs.
Point III(2) of Part VI of Annex VII	Point III(1) of Part VI of Annex VII to Regulation (EU) 2013	Place at which eggs are marked.
Point III(3) of Part VI of Annex VII, first sub-paragraph	Point III(1) of Part VI of Annex VII and the second sub-paragraph of point III(3) of Part VI of Annex VII to Regulation (EU) 2013 and regulation 11(2)	Marking of eggs sold by a producer to the final consumer at a local public market.
Articles 75(2) and (3) of Regulation (EU) 2013	Article 30(2) of Commission Regulation (EC) No. 589/2008	Marking of eggs imported from a third country where the rules applied in relation to those eggs in that country have been found to offer sufficient guarantees as to equivalence with EU legislation
Articles 75(2) and (3) of Regulation (EU) 2013	Articles 11, 30(2) and (3) of Commission Regulation (EC) No. 589/2008	Marking of eggs imported from a third country where sufficient guarantees of equivalence of the rules relating to those eggs with EU legislation have not been provided.”

(b) in the table in Part 2 (provisions of Commission Regulation (EC) 589/2008)—

(i) in column 2 for “point II(1) of Part A of Annex XIV to the Single CMO Regulation”, in each place it occurs, substitute “ point II(1) of Part VI of Annex VII to Regulation (EU) 2013 ”;

(ii) in column 2 for “Point II(2) of Part A of Annex XIV to the Single CMO Regulation” substitute “ Point II(2) of Part VI of Annex VII to Regulation (EU) 2013 ”;